

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF ARKANSAS

U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

JAN 30 2008

WAIVER OF INDICTMENT

UNITED STATES OF AMERICA

JAMES W. MCCORMACK, CLERK
By: [Signature] DEPUTY CLERK

v.

CASE NUMBER: 4:08CR00 46

BRIAN T. NICHOL, M.D.

I, BRIAN T. NICHOL, M.D., the above named defendant, who is accused of Health Care Fraud in violation of Title 18 United States Code, Section 1347, being advised of the nature of the charge, the proposed information, and of my rights, hereby waive in open court on Jan 30, 2008, prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

[Signature]
Defendant, BRIAN T. NICHOL, M.D.

[Signature]
Counsel for Defendant,

Before [Signature]
Judicial Officer